

CC DOCKET No. 02-6
CC DOCKET No. 96-45

REQUEST FOR REVIEW

ColemanGroup
MANAGEMENT CONSULTING

134 N LaSalle Street, Suite 1400
Chicago, Illinois 60602-1181

P 312.850.4134 F 312.893.2038
www.colemangroupconsulting.com

To: Federal Communications Commission

From: Stephen Weiss

Date: 01/27/2012

Re: FCC Appeal for St Ethelreda School


Received & Inspected

FEB 02 2012

FCC Mail Room

Attached is an appeal for St Ethelreda School [BEN: 70370]. We have located the documentation in question that prompted the generation of a Notification of Improperly Disbursed Funds Recovery Letter. This letter was sent to St Ethelreda School on February 22nd, 2010.

Please let me know if you have any questions, or if there is any additional information I can provide. We greatly appreciate you taking the time to consider our appeal. It will be a tremendous help for St Ethelreda School. Thank you for your time, effort, patience, and continued support.


Stephen Weiss
312-850-4134 x107 (w)
630-430-7342 (cl)
ON BEHALF OF
ST ETHELREDA
SCHOOL

No. of Copies Rec'd 0
DATE

Letter of Appeal
Schools and Libraries Division - Correspondence Unit
100 S. Jefferson Rd.
P. O. Box 902
Whippany, NJ 07981

Appellant / Organization Name: St Ethelreda School
Consultant Name: Coleman Group Consulting
Consultant Registration Number: 16062788
Contact Person Name: Stephen Weiss
Contact Mailing Address: 134 North LaSalle Street Suite 1400
Contact Phone Number: 312-850-4134
Contact Fax Number: 312-893-2038
Contact Email Address: sweiss@colemangroupconsulting.com

Funding Year: 2004
Date of FCDL Decision: 1/11/2005
Billed Entity Name: St Ethelreda School
Billed Entity Number: 70370
FCC Registration Number: 0071057886
Form 471 Application Number: 428628
Form 471 Identifier Number: SER471020404-1

Funding Request

Funding Request Number: 1200832
SPIN Code: 143016325
Service Provider Name: Martin & Associates
Service Provider Contact: Roderick Martin
Contract Number: SES-20404-01
Billing Account Number: 773-238-1757
Site Identifier: 70370
Original Commitment Amount: \$334,455.30
Actual Funds Disbursed: \$321,207.30
Interest on Funds Disbursed: \$19,272.44
Amount to be Either Documented or Recovered: \$340,479.74

This letter is an appeal.

Action we are Appealing

On January 6th 2012, St Ethelreda School received an Administrator's Decision on Appeal [for an appeal we originally filed directly for USAC] on behalf of St Ethelreda School. The decision states as follows:

- Our records show that your appeal was postmarked more than 60 days after the date your Notification of Improperly Disbursed Funds Letter was issued, as shown above. Federal Communications Commission (FCC) rules require applicants to postmark appeals within 60 days of the date on the decision letter being appealed. FCC rules do not permit the Universal Service Administrative Company (USAC) to consider your appeal.

The date of the postmark on our original appeal with USAC was December 15th, 2011. The following documentation provides additional information on the reason behind the initial appeal filed with USAC.

Action we are Appealing (originally with USAC)

On February 22nd 2010, St Ethelreda School received a Notification of Improperly Disbursed Funds Recovery Letter along with a Funding Disbursement Recovery Report stating:

- During the course of a review it was determined that the applicant did not pay any of the non-discounted portion [Of the Funding Request listed Above]. FCC rules require applicants to pay the non-discount portion of the products or services purchased with universal service discounts.

The first Demand Payment Letter was sent to St Ethelreda School on April 26, 2010. The second Demand Payment Letter was sent to St Ethelreda School on May 27, 2010.

Upon receipt of this letter St Ethelreda School reached out to several sources to attempt to find documentation of the check they know they had paid for the non-discounted portion of the service, including their bank as well as Martin and Associates. St Ethelreda School is confident that they made the appropriate payment to Martin & Associates for the non-discounted portion of the Funding Request. We spoke directly with Martin and Associates, and they are also confident that payment was made for the non-discounted portion.

Comments from Roderick Martin

Martin & Associates

[This email was sent on June 28, 2011]

Stephen,

Per our discussion, this email is to confirm complete payment in full of approximately \$35,690.00 paid directly to Martin & Associates for the matching 10% of the E-Rate funding award. Based upon the amount disbursed by USAC, the amount St Ethelreda School was responsible for approx. \$35,690.00 for FRN 1200832 and 471 App # 1200832.

I remember specifically because the school had to follow specific board meeting and approval requirements to tender payment. Although records were in fact maintained for 5 years, due to moving

and a divorce in which documents were destroyed recently, we do not have a copy of the check and have attempted to get an image of the check deposited by Martin & Associates. The bank has not been able to produce that image yet, however, I can confirm with absolute certainty that the payment was made by the principal, Mrs. Denise Spells, and parish head at the time, Fr. James Nallen.

It is also my understanding that the school has also sought an image of the payment as well and has met the same obstacle with the banks' archiving. Please let me know if I may help further with this matter.

Thank you,

Roderick Martin
Martin & Associates
312-869-0200

Although St Ethelreda School was not initially successful in locating the documentation, we have recently made progress in obtaining scanned images of this payment.

Please take a look at the attached documentation of St Ethelreda's payment of 2 checks in the amounts of \$25,471.41 and \$12,735.70 (\$38,207.11 total) that were used to pay the non-discounted portion of this project. [Pages 5-9 of this appeal contain the images of the checks and documentation of the payment]

St Ethelreda School is currently in a Red Light Status due to delinquent bill #10US014181 in the amount of \$340,479.74. The primary reason for the generation of this invoice was a lack of documentation for St Ethelreda School's payment of the non-funded proportion of a project administered by Martin & Associates for the 2004 ERate Funding Year. Since we have located this documentation, we would like to ask that St Ethelreda School's Red Light Status be removed so that they can file for ERate going forward.

St. Ethelreda School has 289 students in the Gresham & Brainerd neighborhoods on Chicago's South Side. They give their students a safe, nurturing and spiritual place to learn and grow. Their students regularly participate in Community Service; learning the importance of giving from the heart by participating in their monthly food pantry, winter coat drive and holiday toy drive programs for families in need. Their before/after care service attends to the children before and after school, and even provides All Day Care on certain days when school is out. Providing a safe haven at school is more important than ever for children today. St Ethelreda School looks out for their children's well-being.

Thank you once again for taking the time to consider this appeal for St Ethelreda School. Please let me know if you have any questions. Thank you very much for all of your help. We greatly appreciate your time, effort, patience and continued support.

TABLE OF CONTENTS FOR THE ATTACHMENTS TO THIS APPEAL

EXHIBIT 1 – The Administrator’s Decision on Appeal for the original appeal filed directly with USAC on behalf of St Ethelreda School

EXHIBIT 2 – Email Correspondence between St Ethelreda School and Martin & Associates

EXHIBIT 3 – Documentation of the checks that verify St Ethelreda School did pay their 10% of the project with Martin & Associates

EXHIBIT 4 – Documentation of the official Invoice from the FCC for the balance due by St Ethelreda that has placed them into Red Light Status

EXHIBIT 5 – The original Notification of Improperly Disbursed Funds Recovery Letter and Funding Disbursement Recovery Report

EXHIBIT 6 – A copy of the letter we sent into the FCC describing the intent to appeal the original decision for St Ethelreda School

CC Docket No. 02-6
CC Docket No. 96-45

REQUEST FOR
REVIEW



Universal Service Administrative Company
Schools & Libraries Division

Administrator's Decision on Appeal – Funding Year 2004-2005

January 06, 2012

Stephen Weiss
Coleman Group Management Consulting
134 North LaSalle Street
Suite 1400
Chicago, IL 60602-1181

Received & Inspected

FEB 02 2012

FCC Mail Room

Re: Applicant Name: ST ETHELREDA SCHOOL
Billed Entity Number: 70370
Form 471 Application Number: 428628
Funding Request Number(s): 1200832
Decision Letter Date: February 22, 2010
Date Appeal Postmarked: December 15, 2011
Your Correspondence Dated: December 13, 2011

Our records show that your appeal was postmarked more than 60 days after the date your Notification of Improperly Disbursed Funds Letter was issued, as shown above. Federal Communications Commission (FCC) rules require applicants to postmark appeals within 60 days of the date on the decision letter being appealed. FCC rules do not permit the Universal Service Administrative Company (USAC) to consider your appeal.

If you believe there is a basis for further examination of your application, you may file an appeal with the FCC. You should refer to CC Docket No. 02-6 on the first page of your appeal to the FCC. Your appeal must be POSTMARKED within 60 days of the above date on this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. If you are submitting your appeal via United States Postal Service, send to: FCC, Office of the Secretary, 445 12th Street SW, Washington, DC 20554. Further information and options for filing an appeal directly with the FCC can be found in the "Appeals Procedure" posted in the Reference Area of the SLD section of the USAC website or by contacting the Client Service Bureau. We strongly recommend that you use the electronic filing options.

Schools and Libraries Division
Universal Service Administrative Company

cc: Denise Spells

CC DOCKET No. 02-6
CC DOCKET No. 96-45

ColemanGroup

REQUEST FOR REVIEW

Stephen Weiss <sweiss@colemangroupconsulting.com>

St. Ethelreda 2004 E-Rate

5 messages

Received & Inspected

FEB 02 2012

Tue, Jun 28, 2011 at 11:46 PM

Roderick Martin <rodmartin@martintechnology.net>

To: sweiss@colemangroupconsulting.com

FCC Mail Room

Stephen,

Per our discussion, this email is to confirm complete payment in full of approximately \$35,690.00 paid directly to Martin & Associates for the matching 10% of the E-Rate funding award. Based upon the amount disbursed by USAC, the amount St Ethelreda School was responsible for approx. \$35,690.00 for FRN 1200832 and 471 App # 1200832.

I remember specifically because the school had to follow specific board meeting and approval requirements to tender payment. Although records were in fact maintained for 5 years, due to moving and a divorce in which documents were destroyed recently, we do not have a copy of the check and have attempted to get an image of the check deposited by Martin & Associates. The bank has not been able to produce that image yet, however, I can confirm with absolute certainty that the payment was made by the principal, Mrs. Denise Spells, and parish head at the time, Fr. James Nallen.

It is also my understanding that the school has also sought an image of the payment as well and has met the same obstacle with the banks' archiving. Please let me know if I may help further with this matter.

Thank you,

Roderick Martin
Martin & Associates
312-869-0200

Stephen Weiss <sweiss@colemangroupconsulting.com>

Wed, Jun 29, 2011 at 12:43 PM

To: Roderick Martin <rodmartin@martintechnology.net>

Hi Rod!

Thank you very much for sending that over. I keep you posted how everything is going, or in particular if there is any point of clarification we want to ask you about. I will include the words from your email in our appeal(s) to ERate and/or the FCC.

Thank you again for all of your time and effort. I will be looking forward to our continued correspondence.

Have a great day!!

Stephen Weiss
312-850-4134 x107 (w)
630-430-7342 (cl)

[Quoted text hidden]

--

Stephen Weiss
E sweiss@colemangroupconsulting.com
C 630-430-7342

EXHIBIT 2

PAGE 7

Stephen Weiss
ON BEHALF OF ST ETHELREDA
SCHOOL

Ce Docket No. 02-6

07/11/2011 13:21 13125345295

Ce Docket No. 9645

OFF CATHOLIC SCHOOLS

REQUEST FOR REVIEW

PAGE 02/06

* Attn: Mark Moraski
From: Pamela Guller

CHANGE ORDER ☐ YES ARCHDIOCESE OF CHICAGO
Revised GPS ☐ YES Capital Project Summary

PARISH ID: 1220 DEANERY: B

PARISH: St Etheldreda

ADDRESS: 8754 S. Paulina Street
Chicago, IL 60620

PASTOR: Rev. James Nallen

PROJECT DESCRIPTION:
Parish E-Rate Technology 10% Fee

TOTAL ESTIMATED COSTS: \$25,471.41

ESTIMATED COMPLETION DATE:

SOURCE OF FUNDS:

X Parish Savings Withdrawals \$25,471.41

Pastoral Center Loan \$

Estimated Interest Rate:

Number of months:

Estimated Monthly Payments Principal & Interest:

Construction Loan Yes No Interest Rate:

Grant (Specify) \$

FUNDING EVALUATION:

Submitted By: Rev. James T. Nallen

Pastor's Signature

10-5-04

Date

Revised 3/00 CODE # C1711220SIEL02/EL1

REVIEWS/APPROVALS:

PA Guller

V.A.C.'s Signature

October 4, 2004

Date

Vicar's Signature

(If Over \$100,000)

Date

Taffie Iwanicki

Treasurer

10-5-04

Date

[Signature]

Manager Facilities & Construction

Date

PROJECT MGR:

Ron Engle/3

Information Technology

Date

Office for Divine Worship

Date

J. Brennan

Director of Finance

10-8-04

Date

Related Project Only

Stephen Weiss

ON BEHALF OF ST
ETHELREDA SCHOOL

EXHIBIT 3

NO. 556

NO. 556

BISHOP JOSEPH PERRY CHICAGO VICE + 13125345295

BISHOP JOSEPH PERRY CHICAGO VICE + 13125345295

PAGE 8

CC Docket No. 02-6
07/11/2011 13:21 13125345295
CC Docket No. 96-45

OFF CATHOLIC SCHOOLS

REQUEST FOR RENTED

PAGE 03/05


ST. ETHELREDA SCHOOL 6734 S. PAULINA CHICAGO, IL 60620		20501
DATE <u>Oct. 5, 2004</u>		2-214 450 710
PAY TO THE ORDER OF	<u>The Catholic Bishop of Chicago</u>	\$ <u>25,471.41</u>
<u>Twenty-five thousand Four Hundred Seventy one and 41/100</u>		
 Associated Bank Chicago, Illinois www.associatedbank.com		
FOR <u>E. GRANT</u>	<u>Robert F. Waller</u>	
⑈02050⑈ ⑈071002147⑈ 2120 574 301⑈		

EXHIBIT 3

NO. 556 202

PAGE 9

BISHOP JOSEPH FERRY CHICAGO VICE + 13125345295

Stephen Weiss

07/11/2011 11:08

ON BEHALF OF
ST ETHELREDA School

CC Pocket No. 02-6

07/11/2011 13:21 13125345295

CC Pocket No. 90-45

OFF CATHOLIC SCHOOLS

REQUEST FOR REVIEW

PAGE 04/06

CHANGE ORDER ☐ YES

ARCHDIOCESE OF CHICAGO

Request for Review

Capital Project Summary

PARISH ID: 1220

DEANERY: B

PARISH: St Etheldreda

ADDRESS: 8754 S. Paulina Street

Chicago, IL 60620

PASTOR: Rev. James Nallen

PROJECT DESCRIPTION:

Addition to A14 Parish E-Rate Technology 10% Fee

TOTAL ESTIMATED COSTS: \$12,735.70

ESTIMATED COMPLETION DATE:

SOURCE OF FUNDS:

X Parish Savings Withdrawals \$12,735.70

Pastoral Center Loan \$

Estimated Interest Rate:

Number of months:

Estimated Monthly Payments Principal & Interest:

Construction Loan Yes No Interest Rate:

Grant (Specify) \$

FUNDING EVALUATION:

Submitted By:

Rev. James F. Nallen

Pastor's Signature

Date

Revised 3/00

CODE # C1711320ISEL021EL1

REVIEWS/APPROVALS:

PM Hutter

V.A.C.'s Signature

December 10, 2004

Date

Vicar's Signature

(If Over \$100,000)

Date

Taffie Iwanicki

Treasurer

12-13-04

Date

L. Sykes

Manager Facilities & Construction

12-15-04

Date

PROJECT MGR: Rev. Engel

Information Technology

Date

Office for Divine Worship

Date

T. Brennan

Director of Finance

12-15-04

Date

*Related Projects Only

EXHIBIT 3

PAGE 10

Stephen Weiss

ON BEHALF OF
ST ETHELBERG SCHOOL

BISHOP JOSEPH PERRY CHICAGO VICAR + 13125345295

07/11/2011 11:08

Fax (708)-339-2477

VICARATE VI

Memo

To: Lynne From: Pamela M. Gutter
Fax: 312-751-5267 Date: December 10, 2004
Phone: 708-333-6132 Pages: 1
Re: St Ethelreda CC:

☐ Urgent ☐ For Review ☐ Please Comment ☐ Please Reply ☐ Please Recycle

Lynne,

Please deposit this check into the building account for St Ethelreda, so that the vendor can be paid. #1220-213

Thanks



PAY

12,735 DOLLARS AND 70 CENTS*****

TO THE ORDER OF ☒

**\$12,735.70

PAUL J. BISHOP OF CHICAGO

0000170088

CHECK NUMBER

⑈170088⑈ ⑆071925509⑆ ⑆6⑈1000⑈⑆8⑈

Deanna Camp
AUTHORIZED SIGNATURE

Stephen Weiss
07/11/2011 11:08

ON BEHALF OF ST
ETHELREDA SCHOOL

BISHOP JOSEPH PERRY CHICAGO VICE + 13125345295

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NO. 556 004

EXHIBIT 3

CC DOCKET No. 02-6
07/11/2011 13:21 13125345295
CC DOCKET No. 96-45

REQUEST FOR REVIEW
OFF CATHOLIC SCHOOLS
PAGE 06/06

Report: CR-CON001

Archdiocese of Chicago
Renovation Project Maintenance

Print Date: 02/23/2005
Print Time: 4:50:36PM

Project: C71220SEL02

Facility Type	Site Description	Report Parameters
GRADE	ST. ETHELREDA	Project: c71220sel02
SCHOOL	8754 S. PAULINA ST., CHICAGO, IL 60620-0000	Proj Code: ALL
		Start Date: 01/13/1980 - 01/13/2010

Start Date	End Date	Project Code	Original Cost
10/08/2004	10/08/2009	EL - ELECTRICAL	\$25,471.41

Cost Code	Current Cost
ZZ - BUDGET	\$38,207.11
EL - ELECTRICAL (See Payment Detail by Vendor Below):	

Vendor	Vendor Name / Entry Type	Payment Description	Account Category	Posting Date*	Payment Amount
	ACTIVITY MANAGEMENT ENTRY	MARTIN #121604 X	20100	12/21/2004 X	12,735.70 ✓
				Total Vendor / Entry:	\$12,735.70
107987	MARTIN & ASSOCIATES	INVOICE# 102104 X	20100	10/21/2004 X	25,471.41 ✓
				Total Vendor / Entry:	\$25,471.41
				Total Cost Code EL:	\$38,207.11
				Total Project:	\$38,207.11 ✓

Current Project Costs by Fund Type:

Account Category	Category Description	Current Cost	Spent Amount	Remaining Balance
20199	Other	0.00	0.00	0.00
20100	Savings	38,207.11	38,207.11	0.00
10600	Loans	0.00	0.00	0.00
11000	Pastoral Center Property	0.00	0.00	0.00
61604	Capital Grant	0.00	0.00	0.00
61605	Cemetery Fund Capital Grant	0.00	0.00	0.00
61606	Noise Abatement Grant	0.00	0.00	0.00
61607	Major Gift Capital Grant	0.00	0.00	0.00
61608	Millennium Capital Grant	0.00	0.00	0.00
61609	Florik Estate Grant	0.00	0.00	0.00
61610	Big Shoulders Capital Grant	0.00	0.00	0.00
61611	Chicago Public Schools Grant	0.00	0.00	0.00
61612	Accessibility Grant	0.00	0.00	0.00
61616	Big Shoulders Patron Program	0.00	0.00	0.00
	Total Project:	\$38,207.11	\$38,207.11	\$0.00

* Posting Date Parameter Range: 01/13/1980 - 01/13/2010

1 of 1

EXHIBIT 3

PAGE 12

Stephen Weiss

NO. 556

BISHOP JOSEPH PERRY CHICAGO VICE + 13125345295

07/11/2011 11:08

ON BEHALF OF ST
ETHELREDA SCHOOL

CC DOCKET NO. 02-6
CC DOCKET NO. 96-45

REQUEST FOR REVIEW

FEDERAL COMMUNICATION COMMISSIONS
445 12th Street, SW
Washington, DC 20554

OFFICE OF THE MANAGING DIRECTOR

FINANCIAL OPERATIONS
(Fax) 202-418-2980
(Office) 202-418-7052

To: Steven

From: Darlene

Fax: 312-893-2038

Phone: 202-418-7052

Phone: 630-430-7342

..... **facsimile transmittal**

Reference:

Bill #10US014181-\$340,479.74 dated 8/9/2010 with filer ID 70370.

EXHIBIT 4

P.01 202 418 2980

PAGE 13

FCC RMD FD

Stephen Weiss

JUN-09-2011 14:20
ON BEHALF OF ST
ETHEL BETA SCHOOL

CC DOCKET NO. 02-6
CC DOCKET NO. 96-45

REQUEST FOR REVIEW

Darlene Dawkins

From: Darlene Dawkins
Sent: Thursday, June 09, 2011 1:29 PM
To: 'sweiss@colemangroupconsulting.com'
Subject: Bill #10US014184 with FRN 0017057886

Attachments: 20110609132552.pdf; Forms.HTML:Hidden.1; Forms.HTML:Hidden.1;
Forms.HTML:Checkbox.1; Forms.HTML:Hidden.1; Forms.HTML:Checkbox.1

Steven,

Per our conversation see below a screen shot of delinquent bill #10US014181, Filer ID BEN 70370.
The contract number for USAC is 1.888.641.8722 option 4 or 202-263-1639.



20110609132552.p
df (63 KB)

Darlene Dawkins

Dell | Services, Federal Government

Federal Communications Commission
Office of the Managing Director - RROG
445 12th Street, SW - Rm. 1-A626
Washington, DC 20554
Direct Dial: 202-418-7052

6/9/2011 1:06 PM

Current Status for FRN 0017057886

EXHIBIT 4

P.02 202 418 2980

PAGE 14

FCC RMD FO

Stephen Weiss
JUN-09-2011 14:20
ON BEHALF OF
ST ETHELREDA SCHOOL

CC DOCKET NO. 02-6
CC DOCKET NO. 96-45

REQUEST FOR REVIEW

STATUS: Red
You have 1 delinquent bill which is restricting you from doing business with the FCC.

Pay Delinquent Bills							How to read Form 159B
Select	Bill Number	Original Amount	Amount Paid	Balance Due	Due Date	Status	View/Print
Debtor: St. Ethelreda School (FRN: 0017057886)							
<input type="checkbox"/>	10US014181	\$340,479.74	\$0.00	\$340,479.74	8-20-09	Red	Form 159B

The Red Light Display System checks all FRNs associated with the same Taxpayer Identification Number (TIN). If a FRN owes a delinquent non-tax debt to the Commission, that debt will cause a red light to appear for inquiries made on behalf of all other FRNs sharing that TIN. Therefore, the Debtor FRNs listed above may not be the same as the one used to make this red light inquiry.

The Red Light Display System was last updated on 6/9/2011 at 8:16 AM; it is updated twice each business day at about 9 a.m. and 7 p.m., ET.

To view and print the Form 159B you must have Adobe Reader® installed on your machine. Form 159B will open in a new window. If you have a pop-up blocker enabled, please disable it before continuing.

EXHIBIT 4

202 418 2980 P.03

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FCC RMD FO

Stephen Weiss

ON BEHALF OF ST
ETHELREDA SCHOOL

JUN-09-09-2011 14:20

CC DOCKET NO. 02-6
TOTAL P.04 78101

CC DOCKET NO. 96-45

REQUEST FOR REVIEW

**FEDERAL COMMUNICATIONS COMMISSION
REMITTANCE ADVICE
BILL FOR COLLECTION**

Approved by OMB
3060-0589
Page 1 of 1

Bill Number	Applicant FRN	Current Bill Date	FOR INQUIRIES CALL 1-202-418-1995 (Revenue and Receivable Operations Group)				
10US014181	0017057886	8/9/2010					
Application Information:			Payable to: Federal Communications Commission				
St. Ethelreda School 8734 S. Paulina Street Chicago, IL 606204816			Send a copy of this bill to: Federal Communications Commission Revenue & Receivables Operations Group P.O. Box 979088 St. Louis, MO 63197-9000				
Total Amount Due			Due Date				
\$340,479.74	TOTAL AMOUNT DUE MUST BE RECEIVED BY		9/8/2010				
Payer FRN No.	Please Complete The Payer Information, FCC Registration Number (FRN) is required						
Payer Name (if paying by credit card enter name as it appears on the card)							
Address Line No. 1							
Address Line No. 2							
City	State		Zip Code				
Daytime Phone Number (include area code)							
Reason For Bill:							
USAC Final Demand Letter							
Call Sign/Other FCC ID	Payment Type Code	Quantity	Fec Due For (PTC)	Total Fec	FCC Code 1	FCC Code 2	
70370	USAC		\$0.00	\$321,207.30	00000000000000000000	00000000000000000000	
	INT		\$0.00	\$19,272.44			
TOTAL DUE \$340,479.74							
Please choose a method of Payment and complete the section if paying by Credit Card							
Payment Method:							
CREDIT CARD	<input type="checkbox"/>	CHECK	<input type="checkbox"/>	WIRE	<input type="checkbox"/>	IPAC	<input type="checkbox"/>
MASTERCARD	<input type="checkbox"/>	DISCOVER	<input type="checkbox"/>	VISA	<input type="checkbox"/>	AMEX	<input type="checkbox"/>
ACCOUNT NUMBER				EXPIRATION DATE			
I hereby authorize the FCC to charge my Credit Card for the service(s) / authorization(s) herein described.							
AUTHORIZED SIGNATURE				DATE			

IF PAYING BY CHECK, PLEASE WRITE YOUR BILL NUMBER ON YOUR REMITTANCE AND ATTACH A COPY OF THIS BILL TO YOUR PAYMENT TO ENSURE PROPER CREDIT.

EXHIBIT 4

P.04 202 418 2980

PAGE 16

FCC RMD FO

Stephen Weiss
JUN-09-2011 14:21
ON BEHALF OF ST
ETHEL REIDA SCHOOL

CE DOCKET NO. 02-6
CC DOCKET NO. 96-45

REQUEST FOR
REVIEW



Schools & Libraries Division

Notification of Improperly Disbursed Funds Recovery Letter
Funding Year 2004: July 1, 2004 - June 30, 2005

February 22, 2010

Denise Spells
ST ETHELREDA SCHOOL
8734 S PAULINA ST
CHICAGO, IL 60620 4815

Re: Form 471 Application Number: 428628
Funding Year: 2004
Applicant's Form Identifier: SER471020404-1
Billed Entity Number: 70370
FCC Registration Number: 0071057886
SPIN: 143016325
SPIN Name: Martin & Associates
Service Provider Contact Person: Roderick Martin

Our routine review of Schools and Libraries Program (Program) funding commitments has revealed certain applications where funds were disbursed in violation of Program rules.

In order to be sure that no funds are used in violation of Program rules, the Universal Service Administrative Company (USAC) must now recover these improper disbursements. The purpose of this letter is to inform you of the recoveries as required by Program rules, and to give you an opportunity to appeal this decision. USAC has determined the applicant is responsible for all or some of the Program rule violations. Therefore, the applicant is responsible to repay all or some of the funds disbursed in error.

This is NOT a bill. The next step in the recovery of improperly disbursed funds process is for USAC to issue you a Demand Payment Letter. The balance of the debt will be due within 30 days of that letter. Failure to pay the debt within 30 days from the date of the Demand Payment Letter could result in interest, late payment fees, administrative charges and implementation of the "Red Light Rule." The FCC's Red Light Rule requires USAC to dismiss pending FCC Form 471 applications if the entity responsible for paying the outstanding debt has not paid the debt, or otherwise made satisfactory arrangements to pay the debt within 30 days of the notice provided by USAC. For more information on the Red Light Rule, please see "Red Light Frequently Asked Questions (FAQs)" posted on the FCC website at http://www.fcc.gov/debt_collection/faq.html.

EXHIBIT 5

PAGE 17

Stephen Weiss
ON BEHALF OF
ST ETHELREDA School

CC DOCKET No. 02-6
CC DOCKET No. 96-45

REQUEST FOR REVIEW

TO APPEAL THIS DECISION:

You have to option of filing an appeal with USAC or directly with the Federal Communications Commission (FCC).

If you wish to appeal the Notification of Improperly Disbursed Funds decision indicated in this letter to USAC your appeal must be received or postmarked within 60 days of the date of this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. In your letter of appeal:

1. Include the name, address, telephone number, fax number, and email address (if available) for the person who can most readily discuss this appeal with us.
2. State outright that your letter is an appeal. Identify the date of the Notification of Improperly Disbursed Funds Recovery Letter and the funding request numbers you are appealing. Your letter of appeal must include the
 - Billed Entity Name,
 - Form 471 Application Number,
 - Billed Entity Number, and
 - FCC Registration Number (FCC RN) from the top of your letter.
3. When explaining your appeal, copy the language or text from the Funding Disbursement Recovery Report included with this letter that is the subject of your appeal to allow USAC to more readily understand your appeal and respond appropriately. Please keep your letter to the point, and provide documentation to support your appeal. Be sure to keep a copy of your entire appeal including any correspondence and documentation.
4. If you are an applicant, please provide a copy of your appeal to the service provider(s) affected by USAC's decision. If you are a service provider, please provide a copy of your appeal to the applicant(s) affected by USAC's decision.
5. Provide an authorized signature on your letter of appeal.

To submit your appeal to USAC by email, email your appeal to appeals@sl.universalservice.org. USAC will automatically reply to incoming emails to confirm receipt.

To submit your appeal to us by fax, fax your appeal to (973) 599-6542.

To submit your appeal to us on paper, send your appeal to:

Letter of Appeal
Schools and Libraries Division - Correspondence Unit
100 S. Jefferson Rd.
P. O. Box 902
Whippany, NJ 07981

For more information on submitting an appeal to USAC, please see the "Appeals Procedure" posted on our website.

If you wish to appeal a decision in this letter to the FCC, you should refer to CC Docket No. 02-6 on the first page of your appeal to the FCC. Your appeal must be received by the FCC or postmarked within 60 days of the date of this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. We strongly recommend that you use the electronic filing options described in the "Appeals Procedure" posted on our website. If you are submitting your appeal via United States Postal Service, send to: FCC, Office of the Secretary, 445 12th Street SW, Washington, DC 20554.

EXHIBIT 5

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Stephen Weiss
ON BEHALF OF ST
ETHEL REDA SCHOOL

Ce Docket No. 02-6
Ce Docket No. 96-45

REQUEST FOR REVIEW

FUNDING DISBURSEMENT RECOVERY REPORT

On the pages following this letter, we have provided a Funding Disbursement Recovery Report (Report) for the Form 471 application cited above. The enclosed Report includes the Funding Request Number(s) from the application for which recovery is necessary. See the "Guide to USAC Letter Reports" posted at <http://usac.org/sl/tools/reference/guide-usac-letter-reports.aspx> for more information on each of the fields in the Report. USAC is also sending this information to the service provider for informational purposes. If USAC has determined the service provider is also responsible for any rule violation on these FRN(s), a separate letter will be sent to the service provider detailing the necessary service provider action. The Report explains the exact amount the applicant is responsible for repaying.

Schools and Libraries Division
Universal Services Administrative Company

cc:Roderick Martin
Martin & Associates

EXHIBIT 5

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Stephen Weiss
ON BEHALF OF
ST ETHEREA SCHOOL

CC DOCKET NO. 02-16
CC DOCKET NO. 96-45

REQUEST FOR REVIEW

**Funding Disbursement Recovery Report
for Form 471 Application Number: 428628**

Funding Request Number:	1200832
Services Ordered:	INTERNAL CONNECTIONS
SPIN:	143016325
Service Provider Name:	Martin & Associates
Contract Number:	SES-20404-01
Billing Account Number:	773-238-1757
Site Identifier:	70370
Funding Commitment:	\$334,455.30
Funds Disbursed to Date:	\$321,207.30
Funds to be Recovered from Applicant:	\$321,207.30
Disbursed Funds Recovery Explanation:	

After a thorough investigation, it has been determined that funds were improperly disbursed on this funding request. During the course of review, it was determined that the applicant did not pay any of the non-discounted portion. FCC rules require applicants to pay the non-discount portion of the products or services purchased with universal service discounts. Applicants that do not pay the non-discount portion more than 90 days after completion of services have violated this rule. Consequently, the program rules have been violated. Accordingly, USAC is seeking recovery of any disbursed funds.

EXHIBIT 5

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Stephanie
ON BEHALF OF ST
ETHELREDA SCHOOL

CC DOCKET NO. 02-6
CC DOCKET NO. 96-45

REQUEST FOR REVIEW

Darlene Dawkins
Federal Communications Commission
Office of the Managing Director – RROG
445 12th Street, SW – Rm. 1-A626
Washington, DC 20554
202-418-7052

Dear Ms. Dawkins:

On June 9th 2011 we briefly discussed delinquent bill #10US014181 in the amount of \$340,479.74 regarding Filer ID BEN 70370 for St Ethelreda School in Chicago. We have been looking into the situation to assist St Ethelreda School with this invoice because they are currently in a Red Light Status, and we want them to be able to file for ERate going forward. The primary reason for the generation of this invoice was a lack of documentation for St Ethelreda School's payment of the non-funded proportion of a project administered by Martin & Associates for the 2004 ERate Funding Year.

On February 22nd 2010, St Ethelreda School received a Notification of Improperly Disbursed Funds Recovery Letter along with a Funding Disbursement Recovery Report stating:

- During the course of a review it was determined that the applicant did not pay any of the non-discounted portion.

Upon receipt of this letter St Ethelreda School reached out to several sources to attempt to find documentation of the check they know they had paid for the non-discounted portion of the service, including their bank as well as Martin and Associates. We did speak directly with Martin and Associates, and they are confident that payment was made for the non-discounted portion. Although St Ethelreda School was not initially successful in locating the documentation, we have recently made progress in obtaining scanned images of this payment, and we intend to file an appeal with ERate in the near future.

Thank you again for sending us the information on the delinquent bill. Once we obtained the delinquent invoice we were able to use that information to locate the prior communications listed above. If at all possible please allow us to file our appeal(s) before this invoice is forwarded to Treasury for collection. We greatly appreciate all of your time, effort, patience and continued support with this process.

Stephen Weiss
ON BEHALF OF ST ETHELREDA SCHOOL
10/19/2011

Stephen Weiss
On Behalf of St Ethelreda School

(312) 850-4134 x107 (w)
(630) 430-7342 (c)

sweiss@colemangroupconsulting.com

EXHIBIT 6

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